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9 SMITHKLINE BEECHAM CORPORATION d/b/a
10 GLAXOSMITHKLINE and McKESSON
11 CORPORATION

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15 ROSENA PERKINS as Personal
16 Representative of MATTHEW PERKINS
17 (Deceased); ANNETTA THRASHER as
18 Personal Representative of VERNAL
19 OSENTON (Deceased); WILLIAM
20 WRIGHT as Personal Representative of
21 MARY WRIGHT (Deceased); JOAN
22 MOORE as Personal Representative of
23 DANNY MOORE (Deceased),

24 Plaintiffs,

25 v.

26 SMITHKLINE BEECHAM
27 CORPORATION dba
28 GLAXOSMITHKLINE and McKESSON
CORPORATION,

Defendants.

Case No. CV-08-2574 WDB

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING DEFENDANT
McKESSON'S TIME TO RESPOND TO
COMPLAINT**

1 IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned,
2 that the time within which defendant McKESSON CORPORATION ("McKesson) may
3 move, answer, or otherwise respond to Plaintiffs' Complaint shall be governed by the
4 Pretrial Orders entered in the multi-district litigation, *In re Avandia Marketing, Sales*
5 *Practices and Products Liability Litigation*, MDL 1871 (E.D. Pa.) before the Honorable
6 Cynthia M. Rufe, of the United States District Court for the Eastern District of
7 Pennsylvania.¹

8 Pursuant to Local Rule 6-1, stipulations which alter the date of any event or any
9 deadline already fixed by the Court require court approval. Although the parties believe
10 this stipulation will have no such effect, to the extent that it does, the parties request that
11 this Court approve the proposed order below, allowing the time frame for McKesson to
12 move, answer, or otherwise respond to Plaintiffs' Complaint to be governed by the
13 Pretrial Orders entered in the multi-district litigation, *In re Avandia Marketing, Sales*
14 *Practices and Products Liability Litigation*, MDL 1871 (E.D. Pa.).

15 IT IS SO STIPULATED:

16 Dated: June 10, 2008

DRINKER BIDDLE & REATH LLP

17 /s/ Krista L. Cosner

18 KRISTA L. COSNER

19 Attorneys for Defendants
20 SMITHKLINE BEECHAM
21 CORPORATION d/b/a
22 GLAXOSMITHKLINE and
23 McKESSON CORPORATION
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¹ The above-entitled action was tagged for transfer to MDL 1871 and awaits transfer by the Judicial Panel on Multidistrict Litigation.

1 Dated: June 10, 2008

THE MILLER FIRM, LLC

3 /s/ David C. Anderson

4 DAVID C. ANDERSEN (Bar No. 194095)

KRISTINA M. GIGSTAD

5 Attorney for Plaintiffs

6 Pursuant to stipulation, IT IS SO ORDERED:

8 Dated: June B, 2008

9 
United States District Court, Northern
District of California

11 Magistrate Judge Wayne D. Brazil